Irrigation Bill Select Committee Report and move that the Bill as amended by the Committee be taken up into consideration.

Mr. T. K. Nayar:—I second it.

Motion put and carried.

The Cochin Tenancy and Kudiyirippu Bill.

Mr. T. A. Ramachandra Ayyar:—I beg to move that the Cochin Tenancy and Kudiyiruppu Bill be withdrawn.

Mr. K. Ayyappan:—I beg to second it.

Motion put and carried.

The Musalman Charitable Endowment Bill.

Mr. K. M. Ibrahim:—Sir, I move for leave to introduce the Mussalman Charitable Endowment Bill.

Mr. T. A. Ramachandra Ayyar:—I second it.

Motion put and carried.

President:—Now we can go on with the discussion of the resolutions.

Resolutions.

No. 1:—Transfer of Judges of the Chief Court to the Executive depts.

Mr. Thomas Manjuran:—The resolution as amended reads thus:—"*This Council recommends to the Government that in future Judges of the Chief Court should not be transferred to the executive departments of the State*".

During the course of the debate yesterday it was made clear that the reference was to the possibility of a Judge of the Chief Court being promoted as the Diwan of the State and I am confining my statements entirely to the resolution as it stands and with particular bearing on this aspect. I was observing yesterday that the Government are as well aware of the absolute necessity of preserving the integrity and independence of the judicial officers in the State as any Hon'ble Member in this House. It is only in very exceptional circumstances and at very long intervals, if at all, that a Judge of the Chief Court has been promoted to an executive place. When I say 'promoted', I am advisedly using that word because any other appointment than the one referred to yesterday will not really be a promotion for a Judge of the Chief Court so that if a Judge of the Chief Court is appointed as the Diwan Peishkar that cannot be considered to be a promotion and the arguments advanced yesterday cannot apply to such a case. Even such cases are very rare. With regard to the promotion of the Chief Court Judges to the highest executive post, as I have already stated yesterday, there may have

LIBRARY ARCHIVES Kerala Legislative Assembly